The City Council convened in an informal “B” Session at 3:00 p.m., Wednesday, June 14, 2006, Municipal Plaza Building “B” Room, for the purpose of:

Briefing on the Five Year Financial Forecast. [Presented by Peter Zanoni, Director, Management and Budget; Erik J. Walsh, Assistant City Manager]

The Council members present were: Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Haass, and Hardberger. ABSENT: Wolff.

The “B” Session adjourned at 5:51 p.m.

The San Antonio City Council convened in the Council Chambers, Municipal Plaza Building in a Regular Council Meeting on Thursday, June 15, 2006 at 9:00 a.m.

City Clerk Leticia M. Vacek took the Roll Call and noted a quorum with the following Council members present: Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Haass, and Hardberger. ABSENT: Wolff.

The Invocation was led by Invocation by Reverend Jim Rion, Pastor, Westover Hills Assembly of God, guest of Councilmember Delicia Herrera, District 6.

Councilmember Roland Gutierrez was sworn in as Mayor Pro Tem.

Mayor Hardberger led the Pledge of Allegiance to the flag of the United States.

The minutes of the June 1, 2006 City Council meeting were approved upon a motion made by Councilmember Perez and seconded by Councilmember Guajardo.
BRIEFING: ANIMAL CARE SERVICES

Dr. Craig Brestrup, Interim Director, Animal Care Services (ACS), presented a briefing on progress and improvements at the Animal Care Facility. He spoke to operations, personnel and communications issues. He stated weekly supervisor meetings are now being held to address items in a timely matter. He noted the entire facility is being steam cleaned and disinfected to reduce illnesses in contained animal. He added new cleaning protocols were implemented and that all dogs are now vaccinated upon arrival. He stated that due to the volume of incoming animals, illness prevention poses a challenge. Related to the euthanization process, new protocols were implemented to effectively and humanely handle the process. He stated a Quality Assurance Committee is now in development, to ensure all standards and protocols are monitored and reported upon. He stated various organizational appointments and structural changes that are being implemented to increase accountability. He also added that steps are being taken to fill numerous vacancies within the department. He reported that two independent evaluations of ACS resulted in 25 recommendations for improvements. He noted that many of the recommendations are completed or in-process, but some will require postponement until Fiscal Year 2007. He stated that internal and external communications issues are also being addressed. He concluded by stating that great strides will be made to make ACS a no-kill facility.

The following citizen(s) appeared to speak:

Ms. Melissa Ann Yys, 116 Somerset, stated improvements that can be made to the Animal Care Services Facility should include those such as recruiting additional outside assistance, establishing a City Animal Care Clinic with considerations for payment based upon income, locating Animal Adoption Clinics in visible areas with dense traffic streams.

ITEMS FOR INDIVIDUAL CONSIDERATION

The City Clerk read the following Ordinance:

2006-06-15-0703

AN ORDINANCE AUTHORIZING A RATE ADJUSTMENT TO THE CITY PUBLIC SERVICE (CPS ENERGY) GAS RATES (AMENDING THE SERVICE AVAILABILITY CHARGE, DEMAND CHARGE, AND/OR ENERGY CHARGE FOR VARIOUS RATE CLASSES) AND GAS FURNACE LIGHT FEE; ELIMINATION OF THE GAS RIDER G3; AND DISCONTINUATION OF THE RESIDENTIAL ALL-ELECTRIC RATE FOR NEW PREMISES.
Mr. Ben Gorzell, Finance Director, stated the proposed ordinance was to approve adjustments to the CPS Energy rate schedules and miscellaneous fees which were needed as a result of increased expenses incurred since the last gas base rate adjustment in 1991.

Ms. Norma Solis, CPS Energy representative, made a presentation on the gas rates changes being considered. He stated there was no increase in base rate since 1991, citing the impact of inflation on expenses. He addressed the slow customer growth rate and the decline in average residential gas consumption. He noted the steps taken to mitigate rate increases such as the process improvements to improve efficiency and reduce costs; implementation of new line/main extension policy, aggressive marketing efforts to enhance growth, the process followed and the financial impact to customers.

The following citizen(s) appeared to speak:

Mr. Howard Rogers, 9311 San Pedro, addressed the Council relating to the gas rate structure and proposed increase. He stated he believes CPS is well run and the increase is proper.

Mr. Jack M. Finger, P.O. Box 12048, addressed the Council relating to raising the gas rate. He added that the money that CPS pays to the City should be given back to rate payers. He also stated that Items 6 and 7 are tax giveaways.

Councilmember Gutierrez made a motion to reduce the proposed rate increase to $1. Councilmember Radle seconded the motion.


Councilmember Perez made a motion to approve the proposed Ordinance as recommended by staff and directed staff and CPS to proceed with the addition of $500,000 into the REAP Fund to provide for utility assistance. Councilmember Haass seconded the motion.

The motion carried the passage of the Ordinance by the following vote: AYES: Flores, McNeil, Radle, Herrera, Guajardo, Hall, Haass, Mayor Hardberger. NAYS: Gutierrez, Radle. ABSENT: Wolff.
Public Hearing and consideration of an Ordinance authorizing updates and amendments to the San Antonio Water System’s Land Use Assumptions Plan; Capital Improvements Plan; and Water Supply and Wastewater Impact Fees for 2006-2015, in accordance with Chapter 395 of the Texas Local Government Code.

Mayor Hardberger declared the Public Hearing to be open.

Mr. Ben Gorzell, Director of Finance stated this was a public hearing and consideration of an ordinance to authorize updates and amendments to the Land Use Assumptions Plan, Capital Improvements Plan, and Water, Water Supply and Wastewater Impact fees for 2006-2015 and introduced Mr. Sam Mills, Director of Infrastructure Planning Department who made a PowerPoint presentation.

Mr. Mills defined the impact fees, the types of impact fees, the impact fee review process and the consultant team. He further amplified on how the maximum impact fee is calculated, the Land Use Assumptions Plan, citing the pro rata cost of existing and new capital improvement projects for 10-year growth. He also identified significant changes proposed for water and wastewater, the current and proposed water service areas, water supply support and the proposed water and wastewater impact fees.

The following citizen(s) appeared to speak:

Mr. Norman Dugas, 14502, Brook Hollow, Greater San Antonio Builders Association & Real Estate Council of San Antonio, spoke on new homebuyer impact fees. He stated impact fees raise the cost of San Antonio housing. He explained the fees disproportionably impact entry level housing. He voiced concern with water supply impact fees.

Mr. David Earl, 111 Soledad, urged the Council to postpone voting on the matter, and to further discuss the implications of impact fees.

Ms. Selena Gutierrez, 4 Harrison Ct., urged the Council to further consider impact fees before making a decision.

Mayor Hardberger declared the Public Hearing to be closed.
The City Clerk read the following Ordinance:

2006-06-15-0704

AN ORDINANCE AUTHORIZING UPDATES AND AMENDMENTS TO THE SAN ANTONIO WATER SYSTEM'S LAND USE ASSUMPTIONS PLAN; CAPITAL IMPROVEMENTS PLAN; AND WATER, WATER SUPPLY AND WASTEWATER IMPACT FEES FOR 2006-2015, IN ACCORDANCE WITH CHAPTER 395 OF THE TEXAS LOCAL GOVERNMENT CODE.

The Mayor recessed the Regular Session at 12:50 p.m. and announced that Council would reconvene at 2 p.m.

The Mayor reconvened the Regular Session at 2:05 p.m.

PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE: SAWS LAND USE PLAN: CONTINUED

Councilmember Herrera made a motion to table said item until June 29, 2006. Councilmember Gutierrez seconded the motion.

The motion to table failed by the following vote: AYES: Flores, McNeil, Gutierrez, Herrera. NAYS: Perez, Radle, Guajardo, Hall, Haass, Mayor Hardberger. ABSENT: Wolff.

Councilmember Hall made a motion to approve staff's recommendation with an effective date of June 29, 2006. Councilmember Perez seconded the motion.

The motion carried the passage of the Ordinance by the following vote: AYES: Flores, McNeil, Perez, Radle, Herrera, Guajardo, Hall, Haass, Mayor Hardberger. NAYS: Gutierrez. ABSENT: Wolff.

CONSENT AGENDA

Items 8, 11, 12, 15, 21, 22 and 29 were pulled from the consent agenda for individual consideration. The remaining items were approved upon motion made by Councilmember Perez and seconded by Councilmember McNeil.
The motion carried the passage of the following Ordinances by the following vote:

**AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Haass, Hardberger. **NAYS:** None. **ABSENT:** Wolff.

The following citizen(s) appeared to speak:

City Clerk Leticia Vacek read written testimony, a copy of which is on file with the Office of the City Clerk, submitted by Mr. Faris Hodge, Jr., 140 Dora, which stated that continued annexation costs the individual taxpayers money, while businesses continue to be awarded tax breaks. He added that the City and Bexar County should combine police services in order to save money.

2006-06-15-0705

**AN ORDINANCE ACCEPTING THE BID SUBMITTED BY GRANDE TRUCK CENTER TO PROVIDE THE DEVELOPMENT SERVICES DEPARTMENT WITH ONE TRUCK MOUNTED TREE TRANSPLANTER, INCLUDING A NEW TRUCK CHASSIS, FOR A TOTAL COST OF $176,874.00, FROM THE TREE MITIGATION FUND.**

2006-06-15-0706

**AN ORDINANCE ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE THE CITY WITH VARIOUS TYPES OF COMMODITIES AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR FY 2006 FOR A COMBINED ESTIMATED COST OF $477,665.00, INCLUDING: INTERNET TUTORING SERVICES FOR LIBRARY; SUPPLEMENTAL TAXI SERVICES FOR SENIORS; BAGGED PORTLAND AND READY MIX CONCRETE; TRAFFIC SIGNAL STEEL POLES; AND EXTENDED VIEW TRAFFIC SIGNAL AND PEDESTRIAN LIGHTS.**

2006-06-15-0707

**AN ORDINANCE APPROVING CHANGE ORDER #3 IN THE AMOUNT OF $57,803.10 TO A $1,495,075.90 CONTRACT WITH 3TI, INC., FOR REPLACEMENT OF EXISTING SIDEWALKS AND ENTRYWAYS TO COMPLY WITH THE AMERICANS WITH DISABILITIES ACT, PERIMETER WALL IMPROVEMENTS, AND MILDEW REMOVAL FROM THE EXTERIOR WALLS, IN CONNECTION**
WITH THE GREAT NORTHWEST BRANCH LIBRARY EXPANSION PROJECT, AN AUTHORIZED 1999-2004 GENERAL OBLIGATION LIBRARY SYSTEM IMPROVEMENT BOND FUNDED PROJECT IN DISTRICT 6; AND APPROPRIATING FUNDS.

2006-06-15-0708

AN ORDINANCE APPROVING A TOTAL CONSTRUCTION PROJECT AMOUNT OF $2,746,764.00, TO INCLUDE AWARDING A $2,332,000.00 CONTRACT WITH WILLIAM & THOMAS L.P. D/B/A JAMAIL CONSTRUCTION, FOR CONSTRUCTION OF INTERIOR WALLS, RAMP MODIFICATIONS IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT (ADA), AND ENLARGEMENT AND RECONFIGURATION OF THE PARKING LOT IN CONNECTION WITH THE MEDICAL CENTER AREA SENIOR MULTI-SERVICES & HEALTH CENTER PROJECT, AN AUTHORIZED 2003 GENERAL OBLIGATION PUBLIC HEALTH AND SAFETY IMPROVEMENT BOND FUNDED PROJECT AND U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) 108 LOAN PROGRAM FUNDED PROJECT IN DISTRICT 8; AND APPROPRIATING FUNDS.

2006-06-15-0709

AN ORDINANCE APPROVING A TOTAL CONSTRUCTION PROJECT AMOUNT OF $1,061,440.45 TO INCLUDE AWARDING A $954,601.00 CONTRACT WITH AMSTAR INC. FOR THE CONSTRUCTION OF A COMMUNITY FACILITY AND IMPROVEMENTS AT ROOSEVELT PARK, ADDITIONAL PARKING, AN IRRIGATION SYSTEM, AND FIRE HYDRANT LINE EXTENSION IN CONNECTION WITH THE ROOSEVELT PARK COMMUNITY FACILITY AND PARK IMPROVEMENTS PROJECT, AN AUTHORIZED 1999-2004 PARK BOND FUNDED PROJECT IN DISTRICT 5; AND APPROPRIATING FUNDS.

2006-06-15-0710

AN ORDINANCE APPROVING A TOTAL OF $157,431.00 FOR PARK MATERIALS AND THE IN-HOUSE DESIGN AND CONSTRUCTION IN CONNECTION WITH THE PALM HEIGHTS PARK PLAYGROUND PROJECT IN DISTRICT 5; AND APPROPRIATING HUD 108 LOAN PROGRAM FUNDS.
AN ORDINANCE APPROVING A TOTAL CONSTRUCTION PROJECT OF $1,340,891.76 TO INCLUDE AWARDING A $1,218,992.51 CONTRACT WITH JERDON ENTERPRISE L.P. TO PROVIDE CONSTRUCTION SERVICES FOR THE SKY PLACE BOULEVARD RE-ALIGNMENT AND DRAINAGE PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; AMENDING THE BUDGET; AND APPROPRIATING FUNDS.

AN ORDINANCE APPROVING THE NEGOTIATION AND EXECUTION OF A $51,104.00 PROFESSIONAL SERVICES CONTRACT WITH ARIAS & ASSOCIATES TO PROVIDE CONSTRUCTION AND MATERIAL TESTING AND LIMITED INSPECTION SERVICES FOR THE OPERATIONS AND CUSTOMER SERVICE FACILITY AT STINSON MUNICIPAL AIRPORT; AND APPROPRIATING FUNDS.

AN ORDINANCE APPROVING A 22 MONTH GROUND LEASE WITH VISTANA, LTD. IN A TOTAL AMOUNT OF $36,765.00 PAYABLE TO THE CITY, FOR THE USE OF APPROXIMATELY 36 PARKING STALLS AT THE JESSE JAMES LEIJA GYM PARKING LOT, LOCATED AT NORTH SANTA ROSA ST. AND WEST TRAVIS ST. IN DISTRICT 1, WITH ONE RENEWAL OPTION.

AN ORDINANCE AUTHORIZING THE EXECUTION OF TWO CONTRACT AMENDMENTS WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY TO PROVIDE AN ADDITIONAL $70,000.00 TO THE CITY AND EXTEND THE CONTRACT PERIODS FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO OPERATE AND MAINTAIN AIR QUALITY MONITORS; AND REVISING THE PROGRAM’S BUDGETS.
2006-06-15-0715

AN ORDINANCE AUTHORIZING THE SELECTION AND EXECUTION OF THREE ONE-YEAR STANDBY PROFESSIONAL SERVICES AGREEMENTS WITH POST BUCKLEY SCHUH & JERNIGAN, INC. (PBSJ), ADAMS ENVIRONMENTAL, INC. (ADAMS), AND S & B INFRASTRUCTURE MANAGEMENT, LLC (S&B), IN AN ANNUAL AMOUNT NOT TO EXCEED $125,000.00 PER FIRM FOR NECESSARY “AS NEEDED” ENGINEERING SERVICES TO COMPLY WITH THE NATIONAL ENVIRONMENTAL POLICY ACT, WITH TWO ONE-YEAR EXTENSION OPTIONS, CONTINGENT UPON CITY COUNCIL APPROVAL.

2006-06-15-0716

AN ORDINANCE AUTHORIZING EXECUTION OF A ONE-YEAR STANDBY ENVIRONMENTAL REMEDIATION SERVICES CONTRACT WITH ALAMO ENVIRONMENTAL, INC., D.B.A. ALAMO 1, FOR “AS NEEDED” ENVIRONMENTAL CONSTRUCTION AND DISPOSAL SERVICES IN AN ANNUAL AMOUNT NOT TO EXCEED $998,000.00, WITH TWO ONE-YEAR EXTENSION OPTIONS, CONTINGENT UPON CITY COUNCIL APPROVAL.

2006-06-15-0717

AN ORDINANCE APPROVING A LAND USE AND INTENSITY PLAN FOR THE TIMBERWOOD PARK ANNEXATION AREA TO ASSIST IN PLANNING FUTURE SERVICES AND CAPITAL IMPROVEMENTS IN THE AREA THAT MAY BE NECESSARY UPON ANNEXATION OF THE AREA FOR FULL PURPOSES.

2006-06-15-0718

AN ORDINANCE AMENDING CHAPTER 35, UNIFIED DEVELOPMENT CODE, OF THE CITY CODE ADOPTING PROCEDURES FOR REVIEW OF ARCHAEOLOGICAL AND CULTURAL RESOURCES IN THE CITY OF SAN ANTONIO’S EXTRATERRITORIAL JURISDICTION.
AN ORDINANCE REMOVING THE CITY OF SAN ANTONIO AS A PARTY TO THE DECLARATION OF PROTECTIVE COVENANTS AFFECTING PROPERTY AT 11711 IH 35 NORTH.

ITEMS 30A-B: BOARD APPOINTMENTS


APPOINTING JOHN RODRIGUEZ (DISTRICT 3) AND JOHN DICKSON (DISTRICT 9) TO THE CITY COMMISSION ON VETERANS AFFAIRS FOR TERMS OF OFFICE TO EXPIRE MAY 31, 2007.

2006-06-15-0720

AN ORDINANCE APPROVING THE APPOINTMENT OF DR. LAURA MCKIERAN TO FILL AN UNEXPIRED TERM ON THE ALAMO WORKSOURCE BOARD TO EXPIRE DECEMBER 31, 2008.

[CONSENT ITEMS CONCLUDED]

ITEMS FOR INDIVIDUAL CONSIDERATION

The City Clerk read the following Ordinance:

2006-06-15-0721

AN ORDINANCE ADOPTING THE REVISED JOINT TAX PHASE-IN GUIDELINES FOR THE CITY OF SAN ANTONIO.
Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember McNeil seconded the motion.

Mr. Ramiro Cavazos, Economic Development Director, made a presentation on the Joint Tax Phase-In Guidelines. He outlined background information on tax abatements and how they are used by governments as provided by the Texas Tax Code. He delineated the tax abatement priorities, the tax abatement projects per district and dollars invested. He further cited the eligibility criteria, the five proposed improvements to the guidelines, the targeted areas for proposed improvement, and the proposed application fee schedule.

The following citizen(s) appeared to speak:

Mr. Mario Hernandez, P.O. Box 1628, encouraged continued use of a flexible tax phase-in incentive program. He recommended a service industry designation category be added to the wage standards category. He urged City Council to not eliminate high-level business services and inbound call centers. He also recommended that the application fee not be increased.

The motion carried the passage of the Ordinance by the following vote: AYES: Flores, McNeil, Perez, Radle, Herrera, Guajardo, Haass, Mayor Hardberger. NAYS: None. ABSENT: Gutierrez, Hall, Wolff.

The City Clerk read the following Ordinance:

2006-06-15-0722

AN ORDINANCE APPROVING PHASE II OF THE CITY’S INCENTIVE SCORECARD SYSTEM AND AUTHORIZING ADMINISTRATIVE WAIVER OR REDUCTION OF CERTAIN DEVELOPMENT FEES FOR PROJECTS REACHING SPECIFIED SCORES FROM THE SCORECARD; AND ADOPTING IMPROVEMENTS TO THE PROJECT SCORECARD, THE SCORING SYSTEM AND PRIORITIES FOR DEVELOPMENT TYPES.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Radle seconded the motion.

Mr. Ramiro Cavazos, Economic Development Director, stated the Ordinance would approve Phase II of the City’s Incentive Scorecard System (ISS) and continue the authorization for staff to administratively waive or reduce development fees for projects achieving a quality score within the confines of the Project. He cited the programs and improvements under the Project Scorecard, background information on the ISS, the fees...
waived or reduced by the City and SAWS. He noted the projects by district and associated monies, the project scorecard priorities, scoring thresholds, scoring examples, and project scoring examples.

The motion carried the passage of the Ordinance by the following vote: AYES: Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Haass, Mayor Hardberger. NAYS: None. ABSENT: Hall, Wolff.

The City Clerk read the following Ordinance:

2006-06-15-0723

AN ORDINANCE WAIVING THE FORTY-FIVE DAY MINIMUM TIME PERIOD PRESCRIBED BY CHAPTER 2, ARTICLE VI, CITY CODE OF SAN ANTONIO, SECTION 2-223(C), FOR THE RENAMING OF FACILITIES AND STREETS AND AUTHORIZING THE RENAMING OF THE "AUDITORIUM CIRCLE HISTORIC DISTRICT" SURROUNDING THE SAN ANTONIO MUNICIPAL AUDITORIUM TO "VETERANS MEMORIAL PLAZA" HISTORIC DISTRICT, AS REQUESTED BY COUNCILMAN FLORES, DISTRICT 1.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Gutierrez seconded the motion.

The following citizen(s) appeared to speak:

Mr. Jack M. Finger, P.O. Box 12048, addressed the Council with regards to waiving the 45-day minimum waiting period requirement. He addressed item 21 and noted that Coca-Cola lost out and noted Dr. Pepper did not submit a bid. Related to Item 24, engineering services, he noted that there was no bidding on the item, and that that PBSJ contributed to various City Council members’ campaigns.

The motion carried the passage of the Ordinance by the following vote: AYES: Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Haass, Mayor Hardberger. NAYS: None. ABSENT: Hall, Wolff

ITEM 8

The City Clerk read a proposed Ordinance accepting the bid submitted by Mission Golf Cars to provide the City with 90 replacement electric golf cars and 4 replacement police
traffic utility vehicles for a total cost of $300,310.00, from the Equipment Renewal and Replacement Fund.

Councilmember Perez made a motion to table Item 8 to June 29, 2006. Councilmember McNeil seconded the motion.

After consideration, the motion to table Item 8 prevailed by the following vote: **AYES:** McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Haass. **NAYS:** None. **ABSENT:** Flores, Hall, Wolff, Mayor Hardberger.

Item 8 was tabled to June 29, 2006.

The City Clerk read the following Ordinance:

**2006-06-15-0724**

AN ORDINANCE APPROVING A TOTAL CONSTRUCTION PROJECT AMOUNT OF $1,234,602.00, TO INCLUDE AWARDING A $932,000.00 CONTRACT WITH PECO ADMINISTRATION, L.L.C., DBA PECO CONSTRUCTION, CO., LTD., AND A $94,000.00 CHANGE ORDER FOR THE COMPLETE MOBILIZATION, PREPARATION, REPAINTING, AND PROTECTIVE COATING APPLIED TO EXISTING EXTERIOR STEEL FRAMING, STANCHIONS, BASE CONNECTIONS, MAST ELEMENTS, CABLE SYSTEM AND OTHER EXISTING PAINTED ELEMENTS INCLUDING THE MARQUEE SIGN AT THE ALAMODOME, IN CONNECTION WITH THE ALAMODOME SELECTED EXTERIOR REPAINTING PROJECT, AN AUTHORIZED HOTEL MOTEL OCCUPANCY TAX REVENUE BOND FUNDED PROJECT IN DISTRICT 2; AND APPROPRIATING FUNDS.

Councilmember McNeil made a motion to approve the proposed Ordinance. Councilmember Haass seconded the motion.

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Haass. **NAYS:** None. **ABSENT:** Hall, Wolff, Mayor Hardberger.

The City Clerk read the following Ordinance:
AN ORDINANCE APPROVING A TOTAL CONSTRUCTION PROJECT AMOUNT OF $2,417,814.11, TO INCLUDE AWARDING A $1,998,328.81 CONTRACT WITH SAN ANTONIO CONSTRUCTORS, LTD., $232,948.56 OF WHICH WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEM, FOR AN UNDERGROUND STORM DRAIN SYSTEM, EXISTING CHANNEL IMPROVEMENTS, AND STREET RECONSTRUCTION OF ANSLEY BLVD FROM ZARZAMORA TO WILMA JEAN STREET, IN CONNECTION WITH THE ANSLEY BOULEVARD DRAINAGE #1091 PROJECT, AN AUTHORIZED 1999-2004 AND 2003-2007 GENERAL OBLIGATION DRAINAGE IMPROVEMENT BOND FUNDED PROJECT IN DISTRICT 4; AND APPROPRIATING FUNDS.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember McNeil seconded the motion.

The motion carried the passage of the Ordinance by the following vote: AYES: Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo. NAYS: None. ABSENT: Hall, Wolff, Haass, Mayor Hardberger.

The City Clerk read the following Ordinance:

AN ORDINANCE APPROVING A TOTAL CONSTRUCTION PROJECT AMOUNT OF $1,174,502.33, TO INCLUDE AWARDING A $1,008,150.00 CONTRACT WITH C.A. LANDRY PARTNERS, LTD. FOR REPAIRS AND IMPROVEMENTS TO SIX FIRE STATIONS IN DISTRICTS 1, 2, 6, 7, AND 9; AND A $28,252.08 AMENDMENT TO A $284,821.00 PROFESSIONAL ARCHITECTURAL SERVICES CONTRACT WITH CHESNEY, MORALES & ASSOCIATES, INC. FOR THE DESIGN OF ADDITIONAL RENOVATIONS, IN CONNECTION WITH THE FIRE STATION RENOVATIONS PHASE I- GROUP I PROJECT, AN AUTHORIZED CERTIFICATE OF OBLIGATION FUNDED PROJECT; AND APPROPRIATING FUNDS.

Councilmember Guajardo made a motion to approve the proposed Ordinance. Councilmember Perez seconded the motion.
The motion carried the passage of the Ordinance by the following vote: AYES: Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo. NAYS: None. ABSENT: Hall, Wolff, Haass, Mayor Hardberger.

ITEM 21

The City Clerk read a proposed Ordinance authorizing the execution of two separate agreements for snack and beverage services in certain City-owned and City-leased facilities with Independent Vendors of San Antonio to provide snack, fresh/frozen food, and hot drink vending machine services and Bottling Group, L.L.C. d/b/a The Pepsi Bottling Group to provide beverage services including pouring rights and vending machines, each for an initial seven-year term, with a three-year extension subject to City Council approval; and amending the Professional Services Agreement for the Municipal Marketing Partnership Program with Active Network, Inc.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Haass seconded the motion.

Mr. Shawn Eddy, Asset Management Interim Director, spoke to the evaluation and scoring processes upon which the recommendations are based. He stated that the consultation contract for the project was amended to be commensurate with the scope of work involved. He noted the recommended contract recipients, scoring results, expected compensation from the contracts, and outlined the financial incentives introduced by each of the bidding companies.

The following citizen(s) appeared to speak:

Mr. John Pruski, #1 Coca-Cola Place, San Antonio Coca-Cola, spoke on revenue from commissions.

Ms. Jane Grout, #1 Coca-Cola Place, San Antonio Coca-Cola, spoke on Coca-Cola’s community involvement in San Antonio. She stated that Coca-Cola is a responsible partner in environmental awareness.

Mr. Carlos Ramos, #1 Coca-Cola Place, San Antonio Coca-Cola, spoke on Coca-Cola’s existing relationship with the City and asked for its continuation.

Ms. Kristin Holt, Pepsi Bottling Group San Antonio, 6100 NE Loop 410, outlined the rewards available to the City through a partnership with Pepsi. She spoke on the company’s local community involvement.
Mr. Steven Milonovich, Pepsi Bottling Group San Antonio, spoke to Pepsi’s community involvement. He explained Pepsi’s healthy alternatives.

Councilmember McNeil made a motion to amend the proposed Ordinance to accept the bid submitted by Coca-Cola. Councilmember Herrera seconded the motion.


The City Clerk read the following Ordinance:

2006-06-15-0727

AN ORDINANCE AUTHORIZING THE ISSUANCE OF APPROXIMATELY $37,600,000.00 “CITY OF SAN ANTONIO, TEXAS TAX NOTES, SERIES 2006”, LEVYING AN ANNUAL AD VALOREM TAX, WITHIN THE LIMITATIONS PRESCRIBED BY LAW FOR THE PAYMENT OF THE NOTES; PRESCRIBING THE FORM, TERMS, CONDITIONS, AND RESOLVING MATTERS INCIDENT AND RELATED TO THE ISSUANCE, SALE AND DELIVERY OF THE NOTES; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND PURCHASE AND INVESTMENT LETTER; COMPLYING WITH THE REQUIREMENTS OF THE LETTER OF REPRESENTATIONS WITH THE DEPOSITORY TRUST COMPANY; AND PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember McNeil seconded the motion.

The motion carried the passage of the Ordinance by the following vote: AYES: McNeil, Perez, Radle, Herrera, Guajardo, Haass, Mayor Hardberger. NAYS: None. ABSENT: Flores, Gutierrez, Hall, Wolff.

MASTER PLAN AND ZONING CASES
Z-15. ZONING CASE #Z2005204 (District 10): An Ordinance changing the zoning district boundary From "R-4" and "R-5" Residential Single-Family Districts and "MF-33" Multi-Family District to "NP-8" and "NP-10" Neighborhood Preservation Districts as per Exhibit map on properties bounded by Harry Wurzbach to the East, Eisenhauer Road the South, Broadway to the West, and Loop 410 to the North as requested by City of San Antonio, Applicant, for Multiple Owners, Owner(s). Staff and Zoning Commission recommend Approval.

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, stated his concerns with the pollution of the San Antonio River. He recommended that the City purchase high pressure water hoses to clean downtown sidewalks. He spoke in opposition to the zoning case. He also submitted written testimonies, copies of which are on file with the Office of the City Clerk, stating his opposition to Items Z-1 through Z-9, Z-11, and Z-13.

Ms. Camy Jurdo, 207 Country Ln., spoke in opposition to the zoning request. She stated that the change will take away property owners’ rights.

Mr. Bryan Kost, 211 Woodcrest, Neighbors Against Rezoning, spoke in opposition to the zoning request. He stated that area homeowners should be notified and consulted before the change is made.

Mr. Don Hardy, 328 E. Sunset, offered support to the proposed zoning change. He stated the positive benefits the zoning would bring to his neighborhood.

Ms. Pat McConnell, 100 Woodcrest Dr., spoke in support of the zoning request. She stated that rezoning would protect single family homes and trees, and minimize local traffic.

Ms. Karol Ross, 315 Forrest Hill Dr, spoke in support of the zoning request. She stated her concerns with deed restrictions. She stated that the change would help protect neighborhood animals.

Mr. John Lohman, 7519 Shadylane Dr, spoke in support of the proposed zoning change. He stated that failure to proceed with the zoning change would lead to overcrowding of multi-family structures in the area.
Mr. James Pridgen, spoke in support of the proposed ordinance. He stated the change would maintain the integrity of the neighborhood.

Mr. Walter Thormon, 111 Tyrol, Oak Park Northwood Neighborhood Association, spoke in support of the zoning ordinance. He stated that the new zoning would correct the current and inappropriate R-5 zoning. He stated the zoning change will maintain the character and integrity of the neighborhood.

Ms. Esther Curnutt, 126 Five Oaks Dr, spoke in support of increasing the zoning of her neighborhood to R-10. She stated that the change would lead to some degree of protection in her neighborhood.

Mr. Rusty Konich, 126 Rockhill, spoke in favor of the zoning changes. He stated that residents were informed of the proposed change and given a chance to voice their opinions over a year ago. He shared the results of those in favor of the change.

Mr. Michael O'Brien, 7907 N. New Braunfels, spoke against the proposed zoning change.

Mr. Rudy Neira, 3015 Knight Robin, spoke in favor of the proposed zoning change. He stated the need for more stringent building codes in the neighborhood. He recommended thoroughly enforcing the current building code.

Mr. John Clamp, 215 Five Oaks, Oak Park Northwood HomeOwners Association, spoke in favor of the rezoning. He stated 80 percent of homeowners in the neighborhood support the proposed zoning change.

Mr. Peter Susca, 118 Rockhill, spoke in favor of the rezoning proposal. He stated the majority of his neighbors were against high density development and spot zoning in their neighborhood. He spoke in agreement to the protection and preservation of the neighborhood. He asked Council to adopt the rezoning initiative on behalf of his neighbors.

Mr. Jim Rindfuss, 109 Laburnum, spoke in opposition to the proposed zoning change. He stated that neighborhood growth would not exist with a zoning change.

Mr. Andrew Guerrero, 3134 Renker, spoke on behalf of three individuals who wish to be excluded from the proposed zoning ordinance.

Mr. Jimmy Hasblocher, 129 Haskin, asked City Council to preserve the neighborhood’s character and quality of life when making its decision.
Mr. Habib Erkan, 111 Soledad, asked that two properties be excluded from the proposed zoning change. He asked Council to postpone the decision. He requested that Councilman Wolff hold an open forum discussion.

City Clerk Leticia Vacek read five of 319 written testimonies supporting said item, copies of which are on file with the Office of the City Clerk, submitted by the following individuals: Ms. Jeanne T. Smith, 233 E. Nottingham; Ms. Marilyn Alefsen, 236 E. Nottingham; Mr. Arthur Rinklin, 122 Laburnum; James E. Wood, Jr., 118 Larkwood; Ms. Emily Peeples; 335 Rockhill.

City Clerk Leticia Vacek read two written testimonies in opposition of said item, copies of which are on file with the Office of the City Clerk, submitted by the following individuals: Mr. Pat Pogue, 246 Cave Ln., and Ms. Elsa Pogue, 246 Cave Ln.

Councilmember Haass made a motion to approve the proposed rezoning case. Councilmember Perez seconded the motion.

The motion carried the passage of the Ordinance by the following vote: AYES: McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Haass, Mayor Hardberger. NAYS: None. ABSENT: Flores, Hall, Wolff.

2006-06-15-0728

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS PROPERTIES BOUNDED BY HARRY WURZBACH TO THE EAST, EISENHAUER ROAD THE SOUTH, BROADWAY TO THE WEST, AND LOOP 410 TO THE NORTH FROM "R-4" AND "R-5" RESIDENTIAL SINGLE-FAMILY DISTRICTS AND "MF-33" MULTI-FAMILY DISTRICT TO "NP-8" AND "NP-10" NEIGHBORHOOD PRESERVATION DISTRICTS.

Z-1. ZONING CASE #Z2006077 (District 2): An Ordinance changing the zoning district boundary from "I-1" General Industrial District to "IDZ" Infill Development Zone with uses permitted in the "C-2" Commercial District on Lot 1, Block 1, NCB 1360, 734 North New Braunfels Avenue as requested by Joaquin Arch, Applicant, for Howard Wong, Owner(s). Staff and Zoning Commission recommend Approval.

Councilmember McNeil made a motion to continue Item Z-1 for 60 days. Councilmember Haass seconded the motion.
After consideration, the motion to continue Item Z-1 prevailed by the following vote:
AYES: McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Haass. NAYS: None.
ABSENT: Flores, Hall, Wolff, Mayor Hardberger.

Item Z-1 was continued to August 17, 2006.

**Z-2. ZONING CASE #Z2006124 (District 2):** An Ordinance changing the zoning district boundary from "I-2" Heavy Industrial District to "MF-33" Multi-Family District on 13.22 acres out of NCB 10568, 3000 Block of Binz-Engleman Road as requested by Brown, P.C., Applicant, for ARDC Binz Ltd., Owner(s). Staff and Zoning Commission recommend Approval.

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember McNeil, on behalf of Councilmember Gutierrez, made a motion to approve the proposed rezoning case. Councilmember Perez seconded the motion.

The motion carried the passage of the Ordinance by the following vote: AYES: McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Haass. NAYS: None. ABSENT: Flores, Hall, Wolff, Mayor Hardberger.

2006-06-15-0729

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS 13.22 ACRES OUT OF NCB 10568 FROM "I-2" HEAVY INDUSTRIAL DISTRICT TO "MF-33" MULTI-FAMILY DISTRICT.

**Z-3. ZONING CASE #Z2006114 (District 3):** An Ordinance changing the zoning district boundary from "I-1" General Industrial District to "RM-4" Residential Mixed District on Lot 16, NCB 11149, 557 West Chavaneaux Road as requested by Americo and Melba Garcia, Applicant, for Americo and Melba Garcia, Owner(s). Staff and Zoning Commission recommend Approval.

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.
Councilmember McNeil made a motion to approve the proposed rezoning case. Councilmember Perez seconded the motion.

The motion carried the passage of the Ordinance by the following vote: AYES: McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Haass. NAYS: None. ABSENT: Flores, Hall, Wolff, Mayor Hardberger.

2006-06-15-0730

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 16, NCB 11149 FROM "I-1" GENERAL INDUSTRIAL DISTRICT TO "RM-4" RESIDENTIAL MIXED DISTRICT.

Z-4. ZONING CASE #Z2006079 (District 4): An Ordinance changing the zoning district boundary from "R-6" Residential Single-Family District "I-1" General Industrial District and "NP-10" Neighborhood Preservation District to "R-5" Residential Single-Family District on 90.743 acres out of NCB 15248 and "C-2" Commercial District on 2.849 acres out of NCB 15248, 8331 SW W. Loop 410 as requested by Brown, P. C., Applicant, for JLC Development Co., Inc., Owner(s). Staff and Zoning Commission recommend Approval.

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Perez made a motion to approve the proposed rezoning case. Councilmember McNeil seconded the motion.

The motion carried the passage of the Ordinance by the following vote: AYES: McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Haass. NAYS: None. ABSENT: Flores, Hall, Wolff, Mayor Hardberger.

2006-06-15-0731

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS 90.743 ACRES OUT OF NCB 15248 FROM "R-6" RESIDENTIAL SINGLE-FAMILY DISTRICT "I-1" GENERAL INDUSTRIAL...
DISTRICT AND "NP-10" NEIGHBORHOOD PRESERVATION DISTRICT TO "R-5" RESIDENTIAL SINGLE-FAMILY DISTRICT AND 2.849 ACRES OUT OF NCB 15248 FROM "R-6" RESIDENTIAL SINGLE-FAMILY DISTRICT "I-1" GENERAL INDUSTRIAL DISTRICT AND "NP-10" NEIGHBORHOOD PRESERVATION DISTRICT TO "R-5" RESIDENTIAL SINGLE-FAMILY DISTRICT TO "C-2" COMMERCIAL DISTRICT.

Z-5. ZONING CASE #Z2006091 CD (District 4): An Ordinance changing the zoning district boundary from "I-1" General Industrial District to "C-1" (CD-Auto and Light Truck Repair) Commercial District with a Conditional Use for Auto and Light Truck Repair on Lots 20 and 21, Block 30, NCB 8523, 1610 Whitman Avenue as requested by Richard R. Whitcher, Jr., Applicant, for Richard R. Whitcher, Jr., Owner(s). Staff and Zoning Commission recommend Approval with conditions.

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

The following citizen(s) appeared to speak:

Mr. Rudy Mungia, employee of the applicant, asked that the mechanic shop hours of operation be extended one hour.

The owner of the property offered his support of the proposed zoning change.

Councilmember Perez made a motion to deny the proposed rezoning case. Councilmember McNeil seconded the motion.

The motion to deny the rezoning case prevailed by the following vote: AYES: McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Haass. NAYS: None. ABSENT: Flores, Hall, Wolff, Mayor Hardberger.

Item Z-5 was denied.

Z-6. ZONING CASE #Z2006117 (District 4): An Ordinance changing the zoning district boundary from "RM-4" Residential Mixed District to "O-1" Office District on Lots 22, 44 and 45, Block 4, NCB 11190, 411, 415 and 419 Palo Alto Road as requested by Dr. Charles Cervantes, Applicant, for Kenneth Archer, Owner(s). Staff and Zoning Commission recommend Approval.
Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Perez made a motion to approve the proposed rezoning case. Councilmember Haass seconded the motion.

The motion carried the passage of the Ordinance by the following vote: **AYES:** McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Haass. **NAYS:** None. **ABSENT:** Flores, Hall, Wolff, Mayor Hardberger.

2006-06-15-0732

**AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 22, 44 AND 45, BLOCK 4, NCB 11190 FROM "RM-4" RESIDENTIAL MIXED DISTRICT TO "O-1" OFFICE DISTRICT.**

**Z-7. ZONING CASE #Z2006119 (District 5):** An Ordinance changing the zoning district boundary from "C-2 NA" (CD-Automobile Repair Shop) Commercial Nonalcoholic Sales District with a Conditional Use for an Automobile Repair Shop to "C-2" Commercial District on Lot 13, Block 1, NCB 2449, 2424 Guadalupe Street as requested by Culebra Meat Market (Roman Inc.), Applicant, for Manuel Ramirez, Owner(s). Staff and Zoning Commission recommend Approval.

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

The following citizen(s) appeared to speak:

Mr. Raymond Garcia, 207 Greenhauer, representing the applicant, urged Council to approve off-premise alcohol sale.

Councilmember Radle made a motion to continue Item Z-7 to June 29, 2006. Councilmember Perez seconded the motion.

After consideration, the motion to continue Item Z-7 prevailed by the following vote: **AYES:** McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo. **NAYS:** None. **ABSENT:** Flores, Hall, Wolff, Haass, Mayor Hardberger.

Item Z-7 was continued to June 29, 2006.
Z-8. ZONING CASE #Z2006120 (District 5): An Ordinance changing the zoning district boundary from "R-4" Residential Single-Family District to "C-2" Commercial District on Lot 1 and the West 9.39 Feet of Lot 2, Block 8, NCB 8199, 640 Cordelia as requested by Alicia Garza, Applicant, for Alicia Garza, Owner(s). Staff and Zoning Commission recommend Approval.

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Radle made a motion to approve the proposed rezoning case. Councilmember Perez seconded the motion.

The motion carried the passage of the Ordinance by the following vote: **AYES:** McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Haass. **NAYS:** None. **ABSENT:** Flores, Hall, Wolff, Mayor Hardberger.

2006-06-15-0733

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 1 AND THE WEST 9.39 FEET OF LOT 2, BLOCK 8, NCB 8199 FROM "R-4" RESIDENTIAL SINGLE-FAMILY DISTRICT TO "C-2" COMMERCIAL DISTRICT.

Z-9. ZONING CASE #Z2006123 (District 5): An Ordinance changing the zoning district boundary from "1-2" Heavy Industrial District to "IDZ" Infill Development Zone on Part of Tract E ARB E1, NCB A-14, 1518 South Alamo Street as requested by SAY SI, Applicant, for SAY SI, Owner(s). Staff and Zoning Commission recommend Approval.

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Radle made a motion to approve the proposed rezoning case. Councilmember Perez seconded the motion.
The motion carried the passage of the Ordinance by the following vote: **AYES:** McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Haass. **NAYS:** None. **ABSENT:** Flores, Hall, Wolff, Mayor Hardberger.

2006-06-15-0734

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS PART OF TRACT E, ARB E1, NCB A-14 FROM "I-2" HEAVY INDUSTRIAL DISTRICT TO "IDZ" INFILL DEVELOPMENT DISTRICT.

Z-10. ZONING CASE #Z2005288 (District 6): An Ordinance changing the zoning district boundary from "I-1" Industrial District to "C-3" General Commercial District on 22.435 acres out of NCB 11493, 7620 Northwest Loop 410 as requested by Wade Interest, Inc., Applicant, for Southwest Foundation for Research and Education, Owner(s). Staff and Zoning Commission recommend Approval.

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

The following citizen(s) appeared to speak:

Mr. Andrew Guerrero, 3134 Ranker, requested a continuance of this case to August 3, 2006.

Councilmember Herrera made a motion to continue Item Z-10 to August 3, 2006. Councilmember Perez seconded the motion.

After consideration, the motion to continue Item Z-10 prevailed by the following vote: **AYES:** McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Haass. **NAYS:** None. **ABSENT:** Flores, Hall, Wolff, Mayor Hardberger.

Item Z-10 was continued to August 3, 2006.

Z-11. ZONING CASE #Z2006019 (District 7): An Ordinance changing the zoning district boundary from "O-2" Office District to "C-1" Light Commercial District on Lot 17, Block 2, NCB 17176, 5900 Block of Babcock Road as requested by Padmasiri Somawardana, Applicant, for Padmasiri and Prabha Somawardana, Owner(s). Staff and Zoning Commission recommend Approval.

Page 25 of 29

200606015
YL/ag
Councilmember Guajardo made a motion to deny the appeal. Councilmember Perez seconded the motion.

The following citizen(s) appeared to speak:

Mr. Eric Turton, 6202 Welles Edge Cr., and Beverly Lebherz, 28745 Welles Edge Dr., stated their opposition to the rezoning and distributed a packet of information relating to their area neighborhood meetings. Mr. Tuton stated the majority of homeowners in the neighborhood oppose the proposed zoning change. Ms. Lebherz asked those in attendance opposing the rezoning to stand and be recognized. She urged the Council to vote against the rezoning as it would otherwise negatively impact the character of her neighborhood.

After consideration, the motion to deny the zoning change prevailed by the following vote: AYES: McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo. NAYS: None. ABSENT: Flores, Hall, Wolff, Haass, Mayor Hardberger.

Item Z-11 was denied.

Z-12. ZONING CASE #Z2006104 CD (District 7): An Ordinance changing the zoning district boundary from "R-6" Residential Single-Family District to "R-6" (CD-Two Dwellings Per Lot) Residential Single-Family District with a Conditional Use for Two Dwellings Per Lot on 1.51 acres out of NCB 17971, 6739 John Marshall as requested by Trinity Construction and Developments, Applicant, for Paul D. Tausch, Owner(s). Staff and Zoning Commission recommend Approval. Guajardo/Perez

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

The following citizen(s) appeared to speak:

Mr. Paul Tausca, P.O. Box 1276, urged Council to support the request.

Councilmember Guajardo made a motion to approve the proposed rezoning case. Councilmember Perez seconded the motion.

The motion carried the passage of the Ordinance by the following vote: AYES: McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo. NAYS: None. ABSENT: Flores, Hall, Wolff, Haass, Mayor Hardberger.
AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS 1.51 ACRES OUT OF NCB 17971 FROM "R-6" RESIDENTIAL SINGLE-FAMILY DISTRICT TO "R-6" (CD-TWO DWELLINGS PER LOT) RESIDENTIAL SINGLE-FAMILY DISTRICT WITH A CONDITIONAL USE FOR TWO DWELLINGS PER LOT.

2-13. ZONING CASE #Z2006115 (District 7): An Ordinance changing the zoning district boundary from "R-6" Residential Single-Family District to "C-2" Commercial District on Parcel-23 and Parcel-23A, NCB 17973, 7525 Eckhert Road as requested by Reina Circle Properties, LLC, Applicant, for Ana Kruegar, Owner(s). Staff and Zoning Commission recommend Approval.

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Guajardo made a motion to approve the proposed rezoning case. Councilmember Perez seconded the motion.

The motion carried the passage of the Ordinance by the following vote: AYES: McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo. NAYS: None. ABSENT: Flores, Hall, Wolff, Haass, Mayor Hardberger.

Z-14. ZONING CASE #Z2006098 (District 8): An Ordinance changing the zoning district boundary from "O-1 ERZD" Office Edwards Recharge Zone District, "O-2
ERZD Office Edwards Recharge Zone District and "ED ERZD" Entertainment Edwards Recharge Zone District to "MPCD ERZD" Master Planned Community Edwards Recharge Zone District on 46.18 acres out of NCB 14859 and NCB 34725, 16000 Block of La Cantera Parkway as requested by Brown, P.C., Applicant, for Cantera-Parkway Development Partners of SA, LP, Owner(s). Staff and Zoning Commission recommend Approval.

Councilmember Guajardo made a motion to table Item Z-14 to June 29, 2006. Councilmember Perez seconded the motion.

After consideration, the motion to table Item Z-14 prevailed by the following vote: AYES: McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo. NAYS: None. ABSENT: Flores, Hall, Wolff, Haass, Mayor Hardberger.

Item Z-14 was tabled to June 29, 2006.

CEREMONIAL ITEMS

- Special Presentation for ceremonial swearing-in of newly appointed Board and Commission members. City Clerk Leticia Vacek administered the Oath of Office, followed by a presentation of Certificates of Appointment.

CITIZENS TO BE HEARD

Mr. Michael John, 238 Tawsyl Dr., River Walk Vendors' Association, thanked the Quality of Life Committee for listening to the River Walk Vendors. He spoke on the fines that are imposed on River Walk vendors.

Mr. Hal McCloskey, 920 Camaron thanked the Quality of Life Committee for passing the River Walk vending ordinance. He stated that Paseo del Rio does not support Riverwalk vendors and discourages businesses from working with vendors.

Mr. Faris Hodge, Jr., 140 Dora, stated that the Ceremonials time change at City Council Meetings should have been voted upon. He stated agendas should be published on the Internet. He voiced his concern with Park restrooms lacking stall doors. He suggested the City clean downtown sidewalks nightly.

Mr. Greg Cormine, 106 Lewis Apt 227, spoke on fines imposed on River Walk Vendors, unjust government, and discrimination in the Police Department.
There being no further business to discuss, Mayor Pro Tem Gutierrez adjourned the meeting at 8:32 p.m.

APPROVED

PHIL HARDBERGER
MAYOR

ATTEST: Leticia M. Vacek
City Clerk